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2008 JUL 30 PM 12:49

CLERK US DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

BY WMS DEPUTY

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

June 2008 Grand Jury '08 CR 2525 JM

UNITED STATES OF AMERICA,)	Criminal Case No. _____
)	
Plaintiff,)	<u>I N D I C T M E N T</u>
)	
v.)	Title 8, U.S.C., Secs. 1326(a)
)	and (b) - Attempted Entry After
ELMER ANTONIO MORALES,)	Deportation
)	
Defendant.)	
_____)	

The grand jury charges:

On or about May 29, 2008, within the Southern District of California, defendant ELMER ANTONIO MORALES, an alien, knowingly and intentionally attempted to enter the United States of America with the purpose, i.e., conscious desire, to enter the United States without the express consent of the Attorney General of the United States or his designated successor, the Secretary of the Department of Homeland Security, after having been previously excluded, deported and removed from the United States to El Salvador, and not having obtained said express consent to reapply for admission thereto; and committed an overt act to wit, crossing the border from Mexico into the

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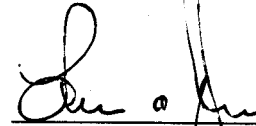
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1 United States, that was a substantial step toward committing the
2 offense, all in violation of Title 8, United States Code,
3 Sections 1326(a) and (b).

4 It is further alleged that defendant ELMER ANTONIO MORALES was
5 removed from the United States subsequent to January 29, 1999.


6 DATED: July 30, 2008.

7 A TRUE BILL:

8 
9 _____
10 Foreperson

11 KAREN P. HEWITT
12 United States Attorney

13 By:

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15 FRED SHEPPARD
16 Assistant U.S. Attorney
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